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3 **A PROFESSIONAL CORPORATION**
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8 Attorneys for Plaintiff:
9 JOSHUA KEAHEY, TRAVIS KEAHEY,
10 and JENNY KEAHEY

11 UNITED STATES DISTRICT COURT
12 CENTRAL DISTRICT OF CALIFORNIA

13 JOSHUA KEAHEY, an
14 individual, TRAVIS KEAHEY,
15 an individual, and JENNY
16 KEAHEY, an individual.

17 PLAINTIFF,

18 vs.

19 BERTRAND MANAGEMENT
20 GROUP, LLC, a.k.a. BM Group,
21 LLC, MEGAN DOE, MARGO
22 DOE, and DOES 1to 5,

23 DEFENDANTS.

Case No.: SACV12-01770 CJC (ANx)

JURY TRIAL DEMANDED

**PLAINTIFF'S NOTICE OF
VOLUNTARY DISMISSAL
WITHOUT PREJUDICE
PURSUANT TO FEDERAL RULE
OF CIVIL PROCEDURE 41(a)(1)**

Hon. Judge Cormac J. Carney

Action Filed: October 12, 2012

24 PLEASE TAKE NOTICE that Plaintiffs JOSH KEAHEY, TRAVIS
25 KEAHEY, and JENNY KEAHEY, pursuant to Federal Rule of Civil Procedure
26 41(a)(1), hereby voluntarily dismiss all claims in this action *without prejudice* as

27 **PLAINTIFF'S NOTICE OF VOLUNTARY DISMISSAL WITHOUT
28 PREJUDICE PURSUANT TO FEDERAL RULE OF
CIVIL PROCEDURE 41(a)(1)**

1 to Defendant, BM Group, LLC.

2 Federal Rule of Civil Procedure 41(a)(1) provides, in relevant part:

3 (a) Voluntary Dismissal.

4 (1) By the Plaintiff.

5 (A) *Without a Court Order.* Subject to Rules 23(e),
6 23.1(c), 23.2, and 66 and any applicable federal
7 statute, the plaintiff may dismiss an action without a
8 court order by filing:
9

10 (i) A notice of dismissal before the opposing party
11 serves either an answer or a motion for summary
12 judgment.
13

14 Defendant, BM Group, LLC has neither answered Plaintiff's
15 Complaint, nor filed a motion for summary judgment. Accordingly, this matter
16 may be dismissed without prejudice and without an Order of the Court.
17

18 Dated: 10/12/2012 **LAW OFFICES OF JOSEPH R. MANNING, JR.**
19 **A PROFESSIONAL CORPORATION**

20 By: /s/
21 Joseph R. Manning, Jr., Esq., Attorney for
22 Plaintiffs Joshua Keahey, Travis Keahey,
23 and Jenny Keahey
24

25 **PLAINTIFF'S NOTICE OF VOLUNTARY DISMISSAL WITHOUT**
26 **PREJUDICE PURSUANT TO FEDERAL RULE OF**
27 **CIVIL PROCEDURE 41(a)(1)**

CERTIFICATE OF SERVICE

I, Chenai Brinez, a law clerk with the Law Offices of Joseph R. Manning, Jr., certify that on November 19, 2012, I served the above and foregoing Plaintiff's Notice of Voluntary Dismissal Without Prejudice Pursuant to Federal Rule of Civil Procedure 41(a)(1), by causing true and accurate copies of such paper to be filed and transmitted to the persons shown below via the Court's CM/ECF electronic filing system, on this 19th day of November, 2012.

Bertrand Management Group, LLC
1030 North Mountain Avenue, Suite 173
Ontario, CA 91762

BM Group, LLC
7932 Waterfall Circle
Huntington Beach, CA 92648

/s/ Chenai Brinez
Chenai Brinez

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